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BRIAN SAVAGE, and SHEDRICK McDANIELS

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JOHNA PECOT, THOMAS ARATA, RICH
OWYANG, STEPHEN TILTON, JOSEPH
LEAKE, and OSCAR TAYLOR, Individually
and Derivatively on Behalf of SAN
FRANCISCO DEPUTY SHERIFFS'
ASSOCIATION, a California Nonprofit
Corporation,

Plaintiffs,

v.

SAN FRANCISCO DEPUTY SHERIFF'S
ASSOCIATION, a California Nonprofit
Corporation, DAVID WONG, an individual,
MICHAEL ZEHNER, an individual, BRIAN
SAVAGE, an individual, SHEDRICK
McDANIELS, an individual, and DOES 1-100,

Defendants.

Case No. CV-08-5125-CRB

REQUEST FOR DISMISSAL WITH and
WITHOUT PREJUDICE AND ~~PROPOSED~~
ORDER

Hon. Charles. R. Breyer

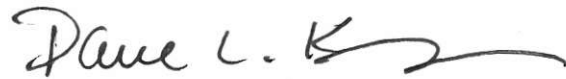
1 Plaintiffs request the Court dismiss their Second Amended Complaint with prejudice as to the
2 individual defendants, specifically DAVID WONG, MICHAEL ZEHNER, BRIAN SAVAGE, and
3 SHEDRICK McDANIELS.

4 Plaintiffs request that the Court dismiss their RICO claims against SFDSA with prejudice,
5 specifically the First, Second, Third, and Fourth Claims for Relief, alleging violations of 18 U.S.C. §§
6 1962(a), 1962(c), and 1962(d).

7 Plaintiffs request that the Court dismiss their claims under the California Corporations Code
8 against SFDSA without prejudice, specifically the Fifth, Sixth, Seventh, and Eighth Claims for Relief,
9 alleging violations of California Corporations Code §§ 5150, 5223, 5342, 6333, and 6334, and breach
10 of the SFDSA Constitution and Bylaws.

11 Respectfully submitted,

12 LAW OFFICES OF PAUL L. KRANZ

13 

14 DATED: 12/13/09

15 PAUL L. KRANZ, ESQ.

16 Attorneys for Plaintiffs Johna Pecot, Rich Owyang,
17 Stephen Tilton, Joseph Leake, And Oscar Taylor,

18 ONGARO BURTT LLP

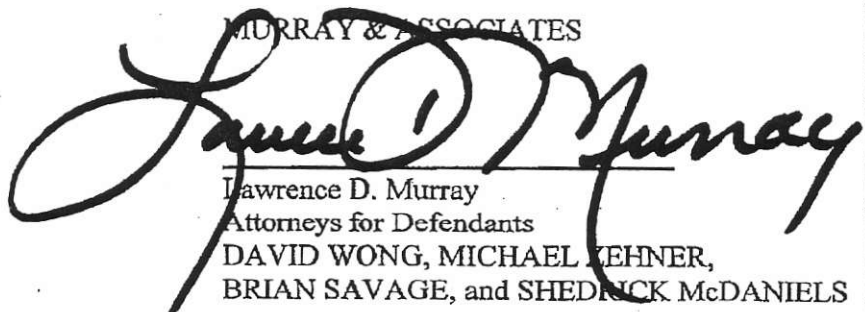
19 DATED: December 11, 2009

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21 DAVID R. BURTT

22 Attorneys for Defendant SAN FRANCISCO
23 DEPUTY SHERIFFS' ASSOCIATION

24 DATED: December 11, 2009

25 
26 LAWRENCE D. MURRAY
27 Attorneys for Defendants
28 DAVID WONG, MICHAEL ZEHNER,
BRIAN SAVAGE, and SHEDRICK McDANIELS

ORDER FOR DISMISSAL OF CASE WITH AND WITHOUT PREJUDICE

Based on the request by Plaintiffs, and for good cause, the claims asserted in the Second Amended Complaint are dismissed with prejudice as to the individual Defendants, the RICO claims are dismissed against SFDSA with prejudice, and the remaining claims against SFDSA are dismissed without prejudice.

DATED: December 14, 2009

